

SOUTH DAKOTA BOARD OF EXAMINERS OF PSYCHOLOGISTS
BOARD MEETING MINUTES
July 21, 2008
Lead, SD

Members Present: Frederick Magnavito, Ph.D., President; Bradley Woldt, Ph.D., Vice-President; Thomas S. Stanage, Ph.D., Secretary; Jerry Buchkoski Ph.D., Member, Danny Green, Lay Member, Lorin Pankratz, Lay Member

Members Absent: None

Others Present: Carol Tellinghuisen, Executive Administrator; Paula Spargur; Andrew Knecht, Board Attorney, by phone.

President Magnavito called the meeting to order at 8:45 AM MST. He noted the addition of an agenda item regarding the review of curriculum content areas during the application process.

Welcome New Member: President Magnavito welcomed new Board Member Dr. Jerry Buchkoski.

Election of Officers: Pankratz moved and Green seconded a slate of officers to include Magnavito as President, Stanage as Vice President and Woldt as Secretary. The slate of officers was unanimously approved.

Approval of Minutes from the April 3 & 4, 2008 Meeting: Woldt moved and Pankratz seconded the approval of the April 3 & 4, 2008 minutes. Motion carried on a unanimous vote.

FY 2008 Financial Update: Spargur reported on the finances through May 2008. Current revenue is \$26,169.49. Expenses are \$45,493.49. Cash on hand is \$74,798.98. Buchkoski moved and Woldt seconded a motion to approve the financial report as presented. Motion was carried by a unanimous vote.

Complaints/Investigations: #188, 189 and 190: The Board entered executive session at 9:00 AM to discuss complaints and investigations. The motion for executive session by Green, seconded by Pankratz carried on a unanimous vote. The Board exited executive session at 9:30 AM on a unanimous vote based on a motion by Green and a second by Woldt.

Attorney Knecht joined the meeting by teleconference.

Complaint Procedures: Attorney Knecht made several recommendations regarding the complaint procedure. He recommended adopting a procedure that would allow a copy of the complaint to be sent to the psychologist who is being investigated, but (the procedure) would ultimately leave the decision about sending a copy of the complaint to the discretion of the investigator. He recommended similar discretion regarding the amount of information provided to the psychologist about rights and responsibilities during an investigation. Attorney Knecht recommended the Board continue its existing policy of generally not accepting third party complaints, but allowing for the possible exception.

Renewal / Application – felony question: There were general discussions regarding the potential situation when a psychologist is convicted of a felony but does not report the conviction

until required to do so at the time of license renewal. Attorney Knecht suggested that a specific mandate to require reporting at the time of conviction would require legislation.

Attorney Knecht left the meeting.

Complaints/Investigations: #188, 189, 190 continued:

The Board entered executive session at 10:06 AM on a motion by Pankratz and a second by Green. The Board exited executive session at 10:40 AM based on a motion by Green and a second by Buchkoski.

#188: Stanage recommended that the complaint be dismissed based on a lack of substantive evidence. The recommendation passed on a motion by Buchkoski and a second by Green. There was one dissenting vote.

#189: A recommendation was made not to initiate an investigation, action pending a legal opinion.

#190: No action was taken by the Board pending the outcome of the investigation.

USD Counseling Program: Information provided by former member Yutrzenka indicates that the USD Counseling Program changed from a Counseling program Ed.D. with a practice component to a Counseling program Ph.D. with a counseling education focus in August 2003. Moreover, it was noted by President Magnavito that the Definition of a Psychology Program in statute has changed to include only programs that are identified as “psychology program(s)”. Based on the information provided regarding the nature of the USD Counseling Program and on the change in statute, it was determined by the Board that the USD counseling program would not meet the statutory definition of a “Psychology Program”.

Curriculum Content Areas: President Magnavito recommended that the Board adopt a policy regarding the four required curriculum content areas specified in 36-27A-1.(2)i so that the Board would “identify an applicant from an APA accredited program as having met criteria in satisfaction of the 4 domains of knowledge in lieu of academic transcript review.” The recommendation passed unanimously on a motion by Stanage and a second by Buchkoski.

Definition of Internship: A committee made up of Stanage, Yutrzenka and Woldt presented information for possible use to determine if a non-APA or APPIC internship meets statutory and regulatory requirements. Several draft documents were presented. One document identified Statutory and Regulatory requirements for an Internship and divided the requirements into Administrative, Training and Supervision domains. Another document was an example of a questionnaire that might be used to collect information about a non-APA or APPIC internship during the application process. The committee recommended that staff review these documents and prepare them for presentation at our next meeting for possible adoption. It was also requested that a second questionnaire be developed so that one questionnaire could be used to gather information from the applicant and another questionnaire be used to gather information from the Internship Program Director.

The Board recessed for lunch at 11:35 AM and reconvened at 1:00 PM.

International College of Professional Psychology Credentialing: The Board was provided written information about this organization.

ASPPB Annual Meeting – October 2008: A motion was made by Woldt and seconded by Buchkoski to send a staff and Board member representative to this meeting. Pankratz volunteered to represent the Board. The motion passed unanimously.

FYI- ASPPB Board of Directors Meeting, February 2, 2008: The written minutes of this meeting were shared with the Board.

FYI- ASPPB Board of Directors Meeting, April 10, 2008: The written minutes of this meeting were shared with the Board.

Final Approval of Rules: The Board adopted the proposed Rule changes on a unanimous vote based on a motion by Stanage and a second by Pankratz.

Next Meeting and Rules Hearing: The next meeting was tentatively scheduled for October 16, 17, 2008 in Chamberlain, SD at Cedar Shores. Back-up dates of October 9, 10, 2008 at the same location were also identified. Staff will get the date based on the availability of lodging and meeting space.

Other Business: President Magnavito gave members current statutory definitions of having to do with the reporting of child abuse / neglect.

Oral Examination Applicants #263, 270: The Board entered an executive session at 2:40 PM on a unanimous vote based on a motion by Pankratz and a second by Buchkoski for the purpose of administering oral examinations. Pankratz moved and Buchkoski seconded a motion to exit executive session at 4:45 PM. The motion carried by a unanimous vote.

Vote on Applicant # 263: The Board voted to ratify the license for Applicant #263. The vote was unanimous based on a motion by Green and a second by Buchkoski.

Vote on Applicant # 270: The Board voted to ratify the license for Applicant # 270. The vote was unanimous based on a motion by Green a second by Buchkoski. Woldt abstained.

President Magnavito adjourned the meeting at 4:46 PM MST based on a motion by Woldt and a second by Buchkoski.

Respectfully submitted,

Thomas Stanage, Ph.D.
Secretary